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Attorneys for Involuntary Plaintiff Thales Visionix, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

GENTEX CORPORATION and INDIGO
TECHNOLOGIES, LLC,

Plaintiffs,

THALES VISIONIX, INC.,

Involuntary Plaintiff,

v.

META PLATFORMS, INC. and META
PLATFORMS TECHNOLOGIES, LLC,

Defendants.

Case No. 4:22-cv-03892-YGR

**DECLARATION OF PAUL TAUGER
IN SUPPORT OF INVOLUNTARY
PLAINTIFF THALES VISIONIX,
INC.'S ADMINISTRATIVE MOTION
TO SEAL PORTIONS OF SUR-REPLY
TO JOINT MOTION TO DISMISS**

Date: February 27, 2024

Time: 2:00 p.m.

Location: Courtroom 1, 4th Floor

Judge: Hon. Yvonne Gonzalez Rogers

1 I, Paul Tauger, do hereby declare as follows:

2 1. I am an attorney licensed to practice law in the States of California and am counsel with
3 AddyHart P.C., located at. 5151 California Street, Suite 100 Irvine, California 92617. I am counsel for
4 Involuntary Plaintiff Thales Visionix, Inc. (“Thales”) in the above-captioned action. I have personal
5 knowledge of the matters set forth below and if called and sworn as a witness, I could and would testify
6 competently to the facts set forth herein.

7 2. I make this declaration in support of Thales’s Administrative Motion to Seal Portions
8 of and Exhibits to the Sur-Reply to the Joint Motion to Dismiss. I am familiar with Thales’s treatment
9 of highly proprietary and confidential information based on my personal experience representing
10 Thales.

11 3. I make this declaration in accordance with Local Rules 7-11(a) and 79-5 in support of
12 Thales’s Administrative Motion to File Under Seal Portions of the Sur-reply to the Joint Motion to
13 Dismiss.

14 4. Portions of the Sur-Reply refer to Exhibits A and B to Meta’s and Gentex’s Joint Motion
15 to Dismiss (Dkt. No. 137-3), as well as to communications between Thales and Gentex that are subject
16 to Federal Rule of Evidence 408 and which may be subject to a common interest privilege. Exhibit A
17 to the Joint Motion is a copy of a Settlement Agreement between Gentex and Meta dated January 9,
18 2024. Dkt. No. 137-4. Exhibit B to the Joint Motion is a Term Sheet that was signed by Gentex, Meta,
19 and Thales and then rescinded by Thales. Dkt. No. 137-5. For the same reasons previously explained,
20 Exhibits A and B, as well as settlement negotiations between the parties, would cause substantial
21 economic and competitive harm to Thales, Gentex, and Meta if this information were made publicly
22 available. *See, e.g.*, Dkt. Nos. 137, 140, 145-1, 152.

23 5. The narrowly tailored portions of the Sur-Reply that reflect or contain these confidential
24 details are highlighted in yellow.

25 6. I declare under penalty of perjury under the laws of the United States of America that
26 the foregoing is true and correct to the best of my knowledge.
27
28

Executed this 14th day of February 2024, in Irvine, California.

/s/ *Paul Tauger*

Paul Tauger

*Counsel for Involuntary Plaintiff
Thales Visionix, Inc.*